



1301 Avenue of the Americas, 40th Floor  
New York, NY 10019-6022  
PHONE 212.999.5800  
FAX 212.999.5899  
[www.wsgr.com](http://www.wsgr.com)

February 15, 2019

**VIA CM/ECF**

The Honorable Brian M. Cogan  
United States District Court  
Eastern District of New York  
225 Cadman Plaza East  
Brooklyn, New York 11201

Re: **United States v. Mark Nordlicht, et al., No. 1:16-cr-00640-BMC**

Dear Judge Cogan:

As the Court may recall, at the last status conference, the undersigned requested that, given the number of defendants, the Court grant the defense additional peremptory challenges. See Fed. R. Crim.P. 24(b). Your Honor indicated that You were inclined “to give some additional challenges to the defense and some lesser number of additional challenges to the Government[]” and urged to the parties to try to come to an agreement on the appropriate parameters. Tr. 1/11/19 Status Conference at 34-35.

The parties have consulted and, subject to the Court’s approval, respectfully jointly request that the Court grant an additional 6 strikes to the defense and 3 to the Government, resulting in a total of 16 and 9, respectively.

Respectfully submitted,

WILSON SONSINI GOODRICH & ROSATI  
Professional Corporation

s/ Morris J. Fodeman  
Morris J. Fodeman  
Michael S. Sommer

Cc: All Counsel of Record (via CM/ECF)